

April 30, 1973

SENATOR BARNETT: The only thing I could say is that I'd have to take the Attorney General's opinion on this, Senator Duis, plus the fact that if you'll notice in your Attorney General's opinion, he stated that the unduly severe or costly burden was pretty unyielding. He didn't understand exactly what that meant. He found it pretty tough to define it. I didn't put myself in no corner!

SPEAKER: Senator Barnett has now closed.

SENATOR BARNETT: Strictly on the Attorney General's opinion.

SPEAKER: The question is, shall LB 180 be returned from final reading to select file for a specific amendment? The amendment has already been read by the Clerk and unless there's a request on the part of any member for a rereading of the amendment, we shall vote. Those in favor of returning LB 180 to select file vote aye. Those opposed vote nay. This will take 25 votes. Have you all voted? Have you all voted? Chair recognizes Senator Barnett.

SENATOR BARNETT: Mr. Chairman, I would move for a call of the house.

SPEAKER: I see 5 hands--1, 2, 3, 4, 5. Clerk will clear the board. Those in favor of going under call of the house vote aye. Those opposed vote nay. Have you all recorded your vote on a call of the house? The Clerk will record.

CLERK: 19 ayes, 19 nays, Mr. President to go under call..

SPEAKER: It loses because of lack of a majority so we're not under call of the house. Have you all voted on the original motion? You cannot vote now because we did not go under call and you cannot call a vote in unless you're under call. The Clerk will record the vote.

CLERK: 18 ayes, 20 nays on motion to return the bill to select file for specific amendment.

SPEAKER: The motion fails. The bill has been unbracketed so now we shall read the--LB 180 on final reading.

CLERK: Legislative Bill 180, introduced by Senator Johnson of the 15th district (read)

SPEAKER: All provisions of law relative to procedure having been complied with, the question is shall the bill pass with the emergency clause attached? Those in favor vote aye. Those opposed vote nay. Have you all voted? Clerk will record.

CLERK: Roll call vote read.

(End of Belt #5)